

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF GEORGIA
MACON DIVISION**

CHAPTER 7 TRUSTEE,)	
)	
Plaintiff,)	CIVIL ACTION NO. 5:12-CV-80
)	
v.)	JURY TRIAL REQUESTED
)	
ARCILLA MINING & LAND, LLC,)	
)	
Defendant.)	

STIPULATION OF DISMISSAL WITH PREJUDICE

The parties,¹ through undersigned counsel, hereby file this stipulation of dismissal with prejudice, pursuant to Fed. R. Civ. P. 41(a)(1)(ii), seeking to dismiss with prejudice all of the claims of the Plaintiff in this action against the Defendant.

Respectfully submitted this 6th day of December, 2012.

/s/ Jeff Kerr
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¹ The Chapter 7 Trustee is the real party in interest as a result of the original Plaintiff Gary Harden's March 30, 2012, bankruptcy filing.